



ARIZONA DEPARTMENT OF HEALTH SERVICES  
DIVISION OF PUBLIC HEALTH SERVICES  
NOTICE OF INSPECTION RIGHTS

Facility Inspected: \_\_\_\_\_  
Address: \_\_\_\_\_ City: \_\_\_\_\_ Zip: \_\_\_\_\_  
Inspector or Regulator: \_\_\_\_\_ Accompanied by: \_\_\_\_\_

OFFICE OF ENVIRONMENTAL HEALTH

1. This inspection is conducted under the authority of Arizona Revised Statutes ("A.R.S.") Title 36, Chapter 39, Article 1; Chapter 1, Article 2; and Chapter 6, Article 1 and Arizona Administrative Code ("A.A.C.") Title 9, Chapter 8, Articles 1-8 and 13.
2. Some of the activities during the inspection may include, but are not limited to, a facility premise inspection, review of records, interview with staff, and review of services offered.
3. The purpose of this inspection is to:
  - ☐ Determine compliance with A.R.S. Title 36, Chapter 39, Article 1; Title 36, Chapter 1, Article 2; and Title 36, Chapter 6, Article 1 and A.A.C. Title 9, Chapter 8, Articles 1-8 and Article 13 and any premise in which the Department has reason to believe there exists a violation of any law or rule relating to sanitation and health pursuant to the A.R.S. and A.A.C.
  - ☐ Conduct a complaint investigation.
4. An authorized on-site representative of the regulated person may accompany the agency inspector or regulator on the premises, except during confidential interviews.
5. You have the right to have:
  - Copies of any original documents taken by the agency during the inspection if the agency is permitted by law to take the original documents;
  - A split of any samples taken during the inspection if the split of any samples would not prohibit an analysis from being conducted or render an analysis inconclusive; and
  - Copies of any analysis performed on samples taken during the inspection.
6. Each person who has a conversation with the agency inspector or regulator during the inspection that is tape recorded will be informed that the conversation is being tape recorded.
7. Each person interviewed will be informed that statements made by the person may be included in the inspection report. Participation in the interview is voluntary unless the person is legally compelled to participate in the interview. The person is allowed at least 24 hours to review and revise any written witness statement that is drafted by the agency inspector, auditor or regulator and on which the agency inspector, auditor or regulator requests the person's signature. The inspector, auditor or regulator may not prohibit the regulated person from having an attorney or any other experts in their field present during the interview to represent or advise the regulated person.
8. You and your staff have the opportunity to provide any information that would clarify an issue. You also have the opportunity to correct any deficiencies identified during the inspection unless contrary to state or federal law or unless the agency determines that the deficiencies are intentional, not correctable within a reasonable amount of time, evidence of a pattern of noncompliance, or a risk to any person, public health, safety, welfare or the environment.
9. Upon completion of the inspection or complaint investigation the agency inspector or regulator:
  - Will conduct an exit interview and informally disclose their findings;
  - Will afford you the opportunity to identify corrective actions that will be taken to comply with the law; and
  - Will provide you with a copy of the inspection report or notify you that a copy of the inspection report will be provided to you within 30 working days after the inspection.
10. Your due process rights relating to an appeal of a final decision of an agency based on the results of the inspection are found at A.R.S. § 41-1092. If you need a copy of this statute, please contact our office at (602) 364-3118.
11. For questions regarding the inspection or to get further information about due process rights of a regulated person relating to an appeal of a final decision based on the results of the inspection, you may contact: Office of Environmental Health, 150 North 18<sup>th</sup> Avenue., Suite 140, Phoenix, Arizona 85007-3245, Phone: (602) 364-3118, FAX: (602) 364-3146.
12. There is no fee for this inspection.
13. The inspector, auditor or regulator may not take any adverse action, treat the regulated person less favorably or draw any inference as a result of the regulated person's decision to be represented by an attorney or advised by any other experts in their field.
14. If the information and documents provided to the agency inspector, auditor, or regulator become a public record, the regulated person may redact trade secrets and proprietary and confidential information unless the information and documents are confidential pursuant to statute.

Upon entry to the premises for this inspection, the inspector(s) or regulator(s) presented photo identification and reviewed with me the above Notice of Inspection Rights. I have read the disclosures and am notified of my inspection and due process rights as listed. I understand that while I have the right to decline to sign this form, the Arizona Department of Health Services representative(s) will proceed with the inspection. As part of this inspection, you are being provided with a copy of the Small Business Bill of Rights (see reverse).

Printed name of regulated person or on-site representative of the regulated person \_\_\_\_\_ Signature \_\_\_\_\_ Date of Inspection \_\_\_\_\_

- ☐ Regulated person or on-site representative refused to sign this form
- ☐ Regulated person or on-site representative is not present

Agency Inspector(s) or Regulator(s) Signature \_\_\_\_\_ Date of Inspection \_\_\_\_\_

- ☐ Copy left with the regulated person or on-site representative of the regulated person